

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

United States of America,	)	
	)	
Plaintiff,	)	
vs.	)	Case No. 09-0331-01-CR-W-FJG
Jonathan D. Kindrick,	)	
	)	
Defendant.	)	

**ORDER**

Pending before the Court is the issue of defendant's mental competency. On February 5, 2010, defendant filed a motion for determination of competency (Doc. #16) which was granted by Magistrate Judge John T. Maughmer (Doc. #17, February 10, 2010). Magistrate Judge Maughmer held a hearing regarding defendant's mental competency on June 9, 2010, at which time the parties stipulated to the forensic evaluation of Dr. Jeremiah Dwyer.

Magistrate Judge Maughmer issued a report and recommendation (Doc. #23), filed June 9, 2010, finding that defendant is competent to understand the nature and consequence of the proceedings against him and to properly assist in his defense. No objections to the report and recommendation were filed.

The Court, after independent review of the record and applicable law, finds that defendant is competent to understand the nature and consequences of the proceedings against him and to properly assist in his own defense, and that he is competent to stand trial.

IT IS SO ORDERED.

/s/Fernando J. Gaitan, Jr.  
Judge Fernando J. Gaitan, Jr.  
Chief United States District Judge

Dated: 07/26/10  
Kansas City, Missouri